

OFFICIAL

PATENT

Attorney Docket No.: VPHAR1460-2  
(071243-1301)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: Desai *et al.*  
Application No.: 09/446,783  
Confirmation No: 2878  
Filing Date: May 16, 2000  
For: NOVEL PACLITAXEL-CONTAINING  
FORMULATIONS, METHODS FOR  
PREPARATION AND METHODS FOR  
USE

Group Art Unit: 1616  
Examiner: Hartley, Michael G.

CERTIFICATE OF FACSIMILE TRANSMISSION  
I hereby certify that this paper is being facsimile transmitted to  
the United States Patent and Trademark Office, Washington,  
D.C., on the date below.

Stephen E. Reiter  
Name of person mailing paper  
*Stephen E. Reiter* November 3, 2003  
Signature Date

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**PETITION TO ACCEPT AN UNINTENTIONALLY DELAYED DOMESTIC  
PRIORITY CLAIM UNDER 37 C.F.R. § 1.78(a)(3)**

Sir:

Pursuant to 37 C.F.R. §1.78(a)(3), Applicants hereby petition for acceptance of an unintentionally delayed claim for domestic priority. This application is a continuation of U.S. Provisional Application No. 60/051,021, filed 27 June 1997, now abandoned, and is a 371 of PCT/US98/13272, filed 26 June 1998, which is a continuation-in-part of U.S. Patent Application Serial No. 08/926,155, filed 9 September 1997, now U.S. Patent No. 6,096,331, which is a continuation-in-part of U.S. Patent Application Serial No. 08/720,756, filed 01 October 1996, now U.S. Patent No. 5,916,596, which is a continuation-in-part of U.S. Patent Application Serial No. 08/412,726, filed 29 March 1995, now U.S. Patent No. 5,560,937, which is a divisional of U.S. Patent Application Serial No. 08/023,698, filed 22 February 1993, now U.S. Patent No. 5,439,686. U.S. Patent No. 6,096,331 is also a continuation-in-part of U.S. Patent Application Serial No. 08/485,448, filed 07 June 1995, now U.S. Patent No. 5,665,382, which is a continuation-in-part of U.S. Patent Application Serial No. 08/200,235, filed 22 February 1994, now U.S. Patent No. 5,498,421, which is a continuation-in-part of U.S. Patent Application Serial

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No. 08/023,698, filed 22 February 1993, now U.S. Patent No. 5,439,686, and is a continuation-in-part of U.S. Patent Application Serial No. 08/035,150, filed 26 March 1993, now U.S. Patent No. 5,362,478. The benefit of the filing date of the above-listed U.S. Patent Applications is hereby requested, and the right of priority provided in 35 U.S.C. §120 is hereby claimed.

The entire delay from the date the claim was due under 37 C.F.R. §1.78(a)(2) to the present was unintentional. An Application Data Sheet is being submitted concurrently herewith to correct the Domestic Priority Information.

This Petition is accompanied by the requisite surcharge under 37 C.F.R. §1.17(t). Please charge Deposit Account 50-0872 in the amount of \$1300.00 for the patent petition fee under 1.17(t).

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§1.16-1.17, or credit any overpayment, to Deposit Account No. 50-0872.

A duplicate copy of this paper is enclosed.

Granting of this petition is respectfully requested.

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The entire delay from the date the claim was due under 37 C.F.R. §1.78(a)(2) to the present was unintentional. An Application Data Sheet is being submitted concurrently herewith to correct the Domestic Priority Information.

This Petition is accompanied by the requisite surcharge under 37 C.F.R. §1.17(i). Please charge Deposit Account 50-0872 in the amount of \$1330.00 for the patent petition fee under 1.17(i).

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§1.16-1.17, or credit any overpayment, to Deposit Account No. 50-0872.

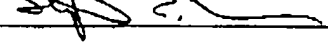
Granting of this petition is respectfully requested.

If there are any questions regarding the present filing, please contact the undersigned attorney at the phone number listed below.

Respectfully submitted,

Date: November 3, 2003

FOLEY & LARDNER  
Customer Number: 30542  
Telephone: (858) 847-6719  
Facsimile: (858) 792-6773

By:   
Stephen E. Reiter  
Attorney for Applicant  
Registration No. 31,192

Enclosures: Application Data Sheet